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REV. CHARLES EDWARD LEPP

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

CR 04-0317 MHP

Plaintiff,

NOTICE OF MOTION AND MOTION  
TO MODIFY TERMS OF PRETRIAL  
RELEASE TO ALLOW USE OF  
SACRAMENT PURSUANT TO THE  
RELIGIOUS FREEDOM  
RESTORATION ACT

v.

REV. CHARLES EDWARD LEPP, et al.,

Defendants.

Date: May 31, 2005  
Time: 10:00 a.m.  
Dept: Judge Patel

TO THE CLERK OF THE ABOVE-ENTITLED COURT, TO THE UNITED STATES  
ATTORNEY FOR THE NORTHERN DISTRICT OF CALIFORNIA, AND TO PRE-  
TRIAL SERVICES OF THE NORTHERN DISTRICT OF CALIFORNIA:

Defendant Rev. Edward Lepp, through counsel, will and  
hereby does move to modify terms of his pretrial release.  
Specifically, Rev. Lepp respectfully requests that he be allowed  
to use marijuana, which is a sacrament in his religion, while on  
pretrial release.

This motion is based on the memorandum of points and  
authorities and declaration filed herewith, the files and records  
of the case, and such other evidence as may be presented at the  
hearing on this motion.

Dated: May 16, 2005

/s/ J. TONY SERRA  
J. TONY SERRA